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INDX
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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

Prepared By: Jane E. Rosien, ICIS# AT0006681, 114 E. Jefferson Street, P.O. Box 67, Winterset, IA 50273-0067,
Phone: (515) 462-4912
Return To: Jane E. Rosien, 114 E. Jefferson Street, P.O. Box 67, Winterset, IA 50273-0067

Relating to the Title to:

The Southwest Quarter (1/4) of the Southeast Quarter (1/4) and the Southeast Quarter (1/4) of the Southwest Quarter (1/4) of Section Twelve (12), in Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, EXCEPT Parcel "B" located in the Southeast Quarter (1/4) of the Southwest Quarter (1/4) and in Southwest Quarter (1/4) of the Southeast Quarter (1/4) of Section Twelve (12), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, containing 64.50 acres, as shown in Plat of Survey filed in Book 2012, Page 141 on January 17, 2012, in the Office of the Recorder of Madison County, Iowa.

STATE OF IOWA)
) ss
COUNTY OF MADISON)

AFFIDAVIT

I, Jane E. Rosien, upon being duly sworn, does hereby depose and state:

The Affiant is an attorney practicing in Madison County, Iowa.

The Affiant is well and truly acquainted with Probate proceedings in the Matter of the Estate of Donald E. Ham, Madison County Probate No. ESPR013065.

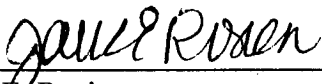
The Affiant further states that the legal description of real estate contained in the Petition to Sell Real Estate and Report of Sale filed January 21, 2019 and the legal description of real estate contained in the Order Approving Petition to Sell Real Estate and Report of Sale filed February 12, 2019 both contain a scrivener's error. The legal description in those two documents should not have

contained and included real estate located in the Southwest Quarter (1/4) of the Southeast Quarter (1/4) of Section Twelve (12), in Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa. Rather, both the Petition to Sell Real Estate and Report of Sale and Order Approving Petition to Sell Real Estate and Report of Sale should have contained the following described real estate:

The Southeast Quarter (1/4) of the Southwest Quarter (1/4) of Section Twelve (12), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, EXCEPT that part of Parcel "B" located therein, as shown in Plat of Survey filed in Book 2012, Page 141 on January 17, 2012, in the Office of the Recorder of Madison County, Iowa.

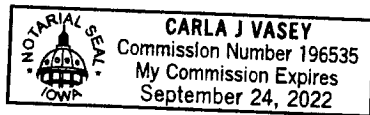
The Affiant further states that the legal description contained in the Court Officer Deed executed by the Co-Executors of the Estate of Donald E. Ham conveying real estate to Gary Davis, dated March 26, 2019 and recorded April 8, 2019 in the Office of the Madison County Recorder at Book 2019, Page 1000 is accurate.

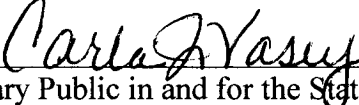
Further the Affiant sayeth not.



Jane E. Rosien

Subscribed and sworn to before me by Jane E. Rosien on this 4th day of May 2020 at Winterset, Iowa.





Notary Public in and for the State of Iowa